

Message Text

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ACTION L-03

INFO OCT-01 OIC-02 ISO-00 CIAE-00 COME-00 DODE-00
DOTE-00 EB-08 FMC-02 INR-07 NSAE-00 CG-00 DLOS-09
OES-07 IO-14 AF-10 ARA-14 EA-12 EUR-12 NEA-10
PM-05 NSC-05 SP-02 SS-15 H-02 PRS-01 /141 W
-----114275 191632Z /45

P 191430Z OCT 77
FM AMEMBASSY LONDON
TO SECSTATE WASHDC PRIORITY 9460

UNCLAS SECTION 01 OF 03 LONDON 17330

DEPT PASS FOR JOHN CROOK L/EB FROM USDEL

E.O., 11652 N/A
TAGS: PORG, IMCO
SUBJECT: ADMINISTRATION INITIATIVES ON MARINE OIL
POLLUTION - JOINT IMCO MSC/MEPC

1. DOCUMENT MSC/MEPC/WP8/ADD 1 WILL BE DELIVERED TO YOU
BY HAND. FOLLOWING IS EXCERPT FROM THAT DOCUMENT:

QUOTE: SOLAS - APPROACH B

DRAFT TEXT OF A PROTOCOL TO THE INTERNATIONAL
CONVENTION FOR THE SAFETY OF LIFE AT SEA, 1974

THE PARTIES TO THE PRESENT PROTOCOL,

RECOGNIZING THE SIGNIFICANT CONTRIBUTION WHICH CAN
BE MADE BY THE INTERNATIONAL CONVENTION FOR THE SAFETY
OF LIFE AT SEA, 1974, TO THE PROMOTION OF THE SAFETY
OF SHIPS AND PROPERTIES AT SEA AND THE LIFE OF PERSONS
ON BOARD,

RECOGNIZING NEVERTHELESS THE NEED TO IMPROVE FURTHER
THE SAFETY OF SHIPS PARTICULARLY TANKERS,

CONSIDERING THAT THIS OBJECTIVE MAY BEST BE
ACHIEVED BY THE CONCLUSION OF A PROTOCOL TO THE INTER-
NATIONAL CONVENTION FOR THE SAFETY OF LIFE AT SEA, 1974,

HAVE AGREED AS FOLLOWS:

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ARTICLE I GENERAL OBLIGATIONS

1. THE PARTIES TO THE PRESENT PROTOCOL UNDERTAKE TO
GIVE EFFECT TO THE PROVISIONS OF THE PRESENT PROTOCOL
AND THE ANNEX THERETO WHICH SHALL CONSTITUTE AN INTER-
GRAL PART OF THE PRESENT PROTOCOL. EVERY REFERENCE TO

THE PRESENT PROTOCOL CONSTITUTES AT THE SAME TIME A
REFERENCE TO THE ANNEX.

2. AS BETWEEN THE PARTIES TO THE PRESENT PROTOCOL, THE
INTERNATIONAL CONVENTION FOR THE SAFETY OF LIFE AT SEA,
1974 (HEREINAFTER REFERRED TO AS "THE CONVENTION") AND
THE PRESENT PROTOCOL SHALL BE READ AND INTERPRETED
TOGETHER AS ONE SINGLE INSTRUMENT AND SHALL BE KNOWN AS
THE INTERNATIONAL CONVENTION FOR THE SAFETY OF LIFE AT
SEA, 1974 AS MODIFIED BY THE PROTOCOL OF LONDON, 1978.

ARTICLE II
APPLICATION

1. ANY SHIP TO WHICH THE CONVENTION AND THE PRESENT
PROTOCOL APPLY SHALL COMPLY WITH THE PROVISIONS OF THE
CONVENTION, SUBJECT TO THE MODIFICATIONS AND ADDITIONS
SET OUT IN THE PRESENT PROTOCOL.

2. WITH RESPECT TO THE SHIPS OF NON-PARTIES TO THE
CONVENTION AS MODIFIED BY THE PRESENT PROTOCOL, THE
PARTIES TO THE PRESENT PROTOCOL SHALL APPLY THE REQUIRE-
MENTS OF THE CONVENTION AS MODIFIED BY THE PRESENT
PROTOCOL AS MAY BE NECESSARY TO ENSURE THAT NO MORE
FAVOURABLE TREATMENT IS GIVEN TO SUCH SHIPS.

ARTICLE III
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COMMUNICATION OF INFORMATION

THE PARTIES TO THE PRESENT PROTOCOL UNDERTAKE TO
COMMUNICATE TO AND DEPOSIT WITH THE SECRETARY-GENERAL
OF THE INTER-GOVERNMENTAL MARITIME CONSULTATIVE
ORGANIZATION (HEREINAFTER REFERRED TO AS "THE ORGANIZA-
TION"):

- (A) A LIST OF NOMINATED SURVEYORS OR RECOGNIZED
ORGANIZATIONS WHICH ARE AUTHORIZED TO ACT IN
THEIR BEHALF IN THE ADMINISTRATION OF MEASURES
FOR SAFETY OF LIFE AT SEA, STATING THE
DELINEATION AND CONDITIONS OF AUTHORIZATION,
FOR CIRCULATION TO THE PARTIES FOR INFORMATION
OF THEIR OFFICERS;
- (B) THE TEXT OF LAWS, DECREES, ORDERS AND REGULA-
TIONS WHICH SHALL HAVE BEEN PROMULGATED ON THE
VARIOUS MATTERS WITHIN THE SCOPE OF THE PRE-
SENT PROTOCOL.

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ARTICLE IV
SIGNATURE, RATIFICATION, ACCEPTANCE, APPROVAL AND
ACCESSION

1. THE PRESENT PROTOCOL SHALL BE OPEN FOR SIGNATURE AT
THE HEADQUARTERS OF THE ORGANIZATION FROM ()
TO () AND SHALL THEREAFTER REMAIN OPEN
FOR ACCESSION. STATES MAY BECOME PARTIES TO THE PRESENT
PROTOCOL BY:

- (A) SIGNATURE WITHOUT RESERVATION AS TO RATIFICA-
TION, ACCEPTANCE OR APPROVAL; OR
- (B) SIGNATURE SUBJECT TO RATIFICATION, ACCEPTANCE
OR APPROVAL, FOLLOWED BY RATIFICATION,
ACCEPTANCE OR APPROVAL; OR
- (C) ACCESSION.

2. RATIFICATION, ACCEPTANCE, APPROVAL OR ACCESSION
SHALL BE EFFECTED BY THE DEPOSIT OF AN INSTRUMENT TO
THAT EFFECT WITH THE SECRETARY-GENERAL OF THE ORGANIZA-
TION.

3. RATIFICATION, ACCEPTANCE OR APPROVAL OF, OR
ACCESSION TO, THE PRESENT PROTOCOL BY ANY STATE WHICH
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IS NOT PARTY TO THE CONVENTION SHALL HAVE THE EFFECT OF

ACCESSION TO THE CONVENTION AS MODIFIED BY THE PROTOCOL
OF LONDON, 1978.

ARTICLE V
ENTRY INTO FORCE

1. THE PRESENT PROTOCOL SHALL ENTER INTO FORCE (TWELVE) MONTHS AFTER THE DATE ON WHICH NOT LESS THAN (TWENTY-FIVE) STATES, THE COMBINED MERCHANT FLEETS OF WHICH CONSTITUTE NOT LESS THAN (FIFTY) PER CENT OF THE GROSS TONNAGE OF THE WORLD'S MERCHANT SHIPPING, HAVE BECOME PARTIES TO IT IN ACCORDANCE WITH ARTICLE IV OF THE PRESENT PROTOCOL.
2. ANY INSTRUMENT OF RATIFICATION, ACCEPTANCE, APPROVAL OR ACCESSION DEPOSITED AFTER THE DATE ON WHICH THE PRESENT PROTOCOL ENTERS INTO FORCE SHALL TAKE EFFECT THREE MONTHS AFTER THE DATE OF DEPOSIT.
3. AFTER THE DATE ON WHICH AN AMENDMENT TO THE PRESENT PROTOCOL IS DEEMED TO HAVE BEEN ACCEPTED UNDER ARTICLE VIII OF THE CONVENTION, ANY INSTRUMENT OF RATIFICATION, ACCEPTANCE, APPROVAL OR ACCESSION DEPOSITED SHALL APPLY TO THE PRESENT PROTOCOL AS AMENDED.

ARTICLE VI
DENUNCIATION

1. THE PRESENT PROTOCOL MAY BE DENOUNCED BY ANY PARTY AT ANY TIME AFTER THE EXPIRY OF FIVE YEARS FROM THE DATE ON WHICH THE PRESENT PROTOCOL ENTERS INTO FORCE FOR THAT PARTY.

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2. DENUNCIATION SHALL BE EFFECTED BY THE DEPOSIT OF AN INSTRUMENT OF DENUNCIATION WITH THE SECRETARY-GENERAL OF THE ORGANIZATION.
3. DENUNCIATION SHALL TAKE EFFECT ONE YEAR, OR SUCH LONGER PERIOD AS MAY BE SPECIFIED IN THE INSTRUMENT OF DENUNCIATION, AFTER ITS RECEIPT BY THE SECRETARY-GENERAL OF THE ORGANIZATION.
4. AS BETWEEN THE PARTIES TO THE PRESENT PROTOCOL, DENUNCIATION BY ANY OF THEM OF THE CONVENTION, IN ACCORDANCE WITH ARTICLE XI THEREOF SHALL NOT BE CONSTRUED AS A DENUNCIATION OF THE CONVENTION AS MODIFIED BY THE PROTOCOL OF LONDON, 1978.

ARTICLE VII

DEPOSIT AND REGISTRATION

1. THE PRESENT PROTOCOL SHALL BE DEPOSITED WITH THE SECRETARY-GENERAL OF THE ORGANIZATION.
2. THE SECRETARY-GENERAL OF THE ORGANIZATION SHALL:
 - (A) INFORM ALL STATES WHICH HAVE SIGNED THE PRESENT PROTOCOL OR ACCEDED THERETO OF:
 - (I) EACH NEW SIGNATURE OR DEPOSIT OF AN INSTRUMENT TOGETHER WITH THE DATE THEREOF;
 - (II) THE DATE OF ENTRY INTO FORCE OF THE PRE-

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- SENT PROTOCOL;
- (III) THE DEPOSIT OF ANY INSTRUMENT OF DENUNCIATION OF THE PRESENT PROTOCOL TOGETHER WITH THE DATE ON WHICH IT WAS RECEIVED AND THE DATE ON WHICH THE DENUNCIATION TAKES EFFECT;
 - (B) TRANSMIT CERTIFIED TRUE COPIES OF THE PRESENT PROTOCOL TO ALL STATES WHICH HAVE SIGNED THE PRESENT PROTOCOL OR ACCEDED THERETO.

3. AS SOON AS THE PRESENT PROTOCOL ENTERS INTO FORCE,/A CERTIFIED TRUE COPY THEREOF SHALL BE TRANSMITTED BY THE SECRETARY-GENERAL OF THE ORGANIZATION TO THE SECRETARIAT

OF THE UNITED NATIONS FOR REGISTRATION AND PUBLICATION
IN ACCORDANCE WITH ARTICLE 102 OF THE CHARTER OF THE
UNITED NATIONS.

ARTICLE VIII
LANGUAGES

THE PRESENT PROTOCOL IS ESTABLISHED IN A SINGLE
ORIGINAL IN THE (CHINESE, ENGLISH, FRENCH, RUSSIAN AND
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SPANISH) LANGUAGES, EACH TEXT BEING EQUALLY AUTHENTIC.
(OFFICIAL TRANSLATION IN (ARABIC, GERMAN AND ITALIAN)
SHALL BE PREPARED AND DEPOSITED WITH THE SIGNED
ORIGINAL.) UNQUOTE.
BREWSTER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: OILS, ENVIRONMENT, WATER POLLUTION, AGREEMENT DRAFT
Control Number: n/a
Copy: SINGLE
Sent Date: 19-Oct-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977LONDON17330
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770384-0404
Format: TEL
From: LONDON
Handling Restrictions: n/a
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Original Classification: UNCLASSIFIED
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Page Count: 6
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Reference: n/a
Retention: 0
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
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Review Withdrawn Fields: n/a
SAS ID: 864899
Secure: OPEN
Status: NATIVE
Subject: ADMINISTRATION INITIATIVES ON MARINE OIL POLLUTION - JOINT IMCO MSC/MEPC
TAGS: PORG, SENV, IMCO
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/5d36122c-c288-dd11-92da-001cc4696bcc
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